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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JIANMIN FANG,)
Plaintiff,)
v.)
MICHAEL CHERTOFF, Secretary of the)
Department of Homeland Security,)
ROBERT DEVINE, Acting Director, U.S.)
Citizenship and Immigration Services;)
CONDOLEEZZA RICE, Secretary of)
State, Department of State; CARTON)
Ayoung, Acting Officer in Charge, USCIS)
Beijing Office,)
Defendants.)

No. C 05-3907 JF

**STIPULATION TO DISMISS AND
[PROPOSED] ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the action because the defendants have agreed to issue travel documents to both plaintiff's wife and son by December 31, 2005.

Each of the parties shall bear their own costs and fees.

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1 Date: December 5, 2005

Respectfully submitted,

2 KEVIN V. RYAN
United States Attorney

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/s/
5 ILA C. DEISS
Assistant United States Attorney
6 Attorneys for Defendants

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Date: December 5, 2005

/s/
10 JUSTIN X. WANG
Attorney for Plaintiff

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ORDER

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Pursuant to stipulation, IT IS SO ORDERED.

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DATED: 12/13/05

/s/electronic signature authorized

17 JEREMY FOGEL
18 United States District Judge

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